

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTSMARY DESMOND & THOMAS ZIOBROWSKI

Plaintiff(s)

CIVIL ACTION

V.

NO. 05-10355-NG

MORTON C. BRATT, ANTHONY L. SCIALABBA,
WHITE & WILLIAMS, LLP, CITISTREET, LLC,
SCIALABBA & MORRISON, P.C.,
THE STANDARD AUTOMOTIVE 401(K) PLAN,
THE STANDARD AUTOMOTIVE EMPLOYER CONTRIBUTION PLAN,
ANTHONY L. SCIALABBA & ASSOCIATES, P.C.

Defendant(s)

REPORT RE: REFERENCE FOR
ALTERNATIVE DISPUTE RESOLUTIONTO JUDGE NANCY GERTNER

The above entitled case was reported settled after referral to the ADR Program, but prior to ADR.

On January 5, 2006 I held the following ADR proceeding:

<u> </u>	SCREENING CONFERENCE	<u> </u>	EARLY NEUTRAL EVALUATION
<u> X </u>	MEDIATION	<u> </u>	SUMMARY BENCH / JURY TRIAL
<u> </u>	MINI-TRIAL	<u> </u>	SETTLEMENT CONFERENCE

All parties were represented by counsel [except _____]

The parties were / were not present in person or by authorized corporate officer [except _____].

The case was:

Settled. Your clerk should enter a _____ day order of dismissal.

There was progress. A further conference has been scheduled for _____ unless the case is reported settled prior to that date.

Further efforts to settle this case at this time are, in my judgment, unlikely to be productive. This case should be restored to your trial list. Parties have filed a motion to transfer and consolidate [53] this case with MDL-1753 In Re Standard Automotive Corp. Retire Benefit ERISA Litigation pending in New Jersey, with the Judicial Panel on Multidistrict Litigation because the cases involve similar operative facts, which this Court recommends.

Suggested strategy to facilitate settlement:

1/5/2006

DATE

/S/ Joyce London Alexander

ADR Provider